

\*\*E-Filed 9/27/05\*\*

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

DOLBY LABORATORIES, INC., ET AL.,  
PLAINTIFFS,  
v.  
LUCENT TECHNOLOGIES, INC.,  
DEFENDANT.

Case Number C 01-20709 JF

ORDER<sup>1</sup> GRANTING REQUEST FOR  
CLARIFICATION OF THE COURT'S  
SEPTEMBER 6, 2005 ORDER

[Docket No. 694]

Dolby Laboratories, Inc. and Dolby Laboratories Licensing Corporation have requested that the Court clarify its September 6, 2005 Order to Dismiss Without Prejudice Dolby's Affirmative Defenses and Declaratory Judgment Claims of Invalidity ("Order"), which stated:

Dolby appears to have withdrawn its motion for summary judgment of non-infringement of the '457 and '938 patents regarding Dolby's cinema technology, consistent with its previous representation to the Court that the parties had been discussing dismissal of the underlying infringement allegations, as this motion no longer appears as a pending motion on the Court's docket.

Order at 2 n. 2. This footnote does not make clear that Dolby's unopposed Cinema Motion is

<sup>1</sup> This disposition is not designated for publication and may not be cited.

1 granted. Accordingly, the Court will clarify that Dolby's Cinema Motion is granted.

2  
3 **I. ORDER**

4 Good cause therefore appearing, IT IS HEREBY ORDERED that footnote 2 of this  
5 Court's September 6, 2005 Order is clarified to make clear that Dolby's Cinema Motion is  
6 GRANTED.

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11 DATED: September 27, 2005

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13 /s/ electronic signature authorized  
14 JEREMY FOGEL  
United States District Judge  
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